

1 Michael W. Sobol (SBN 194857)
2 msobol@lchb.com
3 David T. Rudolph (SBN 233457)
4 drudolph@lchb.com
5 Jallé H. Dafa (SBN 290637)
6 jdafa@lchb.com
7 John D. Maher (SBN 316157)
8 jmaher@lchb.com
9 Amelia A. Haselkorn (SBN 339633)
ahaselkorn@lchb.com
Nabila Abdallah (SBN 347764)
nabdallah@lchb.com
LIEFF CABRASER HEIMANN
& BERNSTEIN, LLP
275 Battery Street, 29th Floor
San Francisco, CA 94111
Telephone: 415.956.1000
Facsimile: 415.956.1008

10 || *Attorneys for Plaintiffs and the Class*

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

16 Michael Katz-Lacabe and Dr. Jennifer
17 Golbeck, on behalf of themselves and all
others similarly situated,

18 Plaintiffs,
19 vs.

20 ORACLE AMERICA, INC., a corporation
21 organized under the laws of the State of
Delaware.

22 || Defendant.

Case No. 3:22-cv-04792-RS

STIPULATION AND ORDER TO EXTEND CASE DEADLINES

Judge: Hon. Richard Seeborg

Date Action Filed: August 19, 2022

Trial Date: None set

Pursuant to Civil Local Rule 6-2(a), Plaintiffs Michael Katz-Lacabe and Dr. Jennifer Golbeck (“Plaintiffs”) and Defendant Oracle America, Inc. (“Oracle”), by and through their attorneys of record, stipulate as follows:

WHEREAS, on November 17, 2023, Plaintiffs filed the Second Amended Complaint

1 ("SAC") (ECF No. 87);

2 WHEREAS, on December 22, 2023, Oracle filed a motion to dismiss the SAC ("Motion")
3 (ECF No. 88);

4 WHEREAS, on March 18, 2024, the parties completed briefing Oracle's Motion (ECF No.
5 101);

6 WHEREAS, the hearing on the Motion is scheduled for March 28, 2024 (ECF No. 95);

7 WHEREAS, the parties met and conferred on March 21 and 22, 2024, and have agreed to
8 formally mediate this matter and agree that an extension of the class certification schedule will
9 facilitate that process;

10 WHEREAS, the parties acknowledge and agree that they may seek a further extension of
11 the class certification schedule if circumstances so warrant;

12 WHEREAS, Plaintiffs' motion for class certification and class expert reports are currently
13 due on or before May 1, 2024, Oracle's opposition thereto and expert reports are due on or before
14 June 25, 2024, and Plaintiffs' reply in support and rebuttal expert reports, if any, are due on or
15 before July 23, 2024, with the motion to be heard on August 8, 2024 (ECF No. 83);

16 WHEREAS, the parties agreed, in light of the foregoing, to extend the deadline for Plaintiffs
17 to file their motion for class certification (Declaration of Michael W. Sobol ("Sobol Decl.") ¶¶ 4–
18 5);

19 WHEREAS, the parties have previously stipulated five times to extend deadlines in this
20 case (ECF Nos. 21, 50, 52, 59, 82), each of which the Court approved (ECF Nos. 22, 51, 53, 60,
21 83) (Sobol Decl. ¶ 6);

22 NOW THEREFORE, the parties hereby stipulate and agree, subject to the approval of the
23 Court, that:

24 1. Plaintiffs shall file their motion for class certification and class expert reports on or
25 before October 1, 2024;

26 2. Oracle shall file its opposition to Plaintiffs' motion for class certification and class
27 expert reports on or before November 26, 2024;

1 3. Plaintiffs shall file any reply to Oracle's opposition and rebuttal class expert
2 reports, if any, on or before December 23, 2024; and

3 4. Plaintiffs shall notice their motion for class certification on January 16, 2025, at
4 1:30 p.m., or on a date or time otherwise directed by the Court.

5
6 Dated: March 25, 2024

MORRISON & FOERSTER LLP

7 By: /s/ Purvi G. Patel

8 Tiffany Cheung (CA SBN 211497)
9 TCheung@mofo.co
10 Christin Hill (CA SBN 247522)
11 CHill@mofo.com
12 Purvi G. Patel (CA SBN 270702)
13 PPatel@mofo.com
14 Whitney O'Byrne (CA SBN 325698)
15 WOByrne@mofo.com
16 Erik Manukyan (CA SBN 340307)
17 EManukyan@mofo.com
18 Emma Burgoon (CA SBN 348097)
19 EBurgoon@mofo.com
20 Zachary S. Newman (NY SBN 5651518)
21 ZNewman@mofo.com
22 425 Market Street
23 San Francisco, California 94105
24 Telephone: 415.268.7000
25 Facsimile: 415.268.7522

19
20 *Attorneys for Defendant
Oracle America, Inc.*

21 Dated: March 25, 2024

**LIEFF CABRASER HEIMANN &
BERNSTEIN, LLP**

23 By: /s/ Michael W. Sobol

24 Michael W. Sobol (CA SBN 194857)
msobol@lchb.com

25 *Attorneys for Plaintiffs
Michael Katz-Lacabe and Dr. Jennifer
Golbeck*

ATTESTATION

Pursuant to Civil Local Rule 5.1 regarding signatures, I attest that concurrence in the filing of this document has been obtained from the other signatories

Dated: March 25, 2024

By: *s/ Michael W. Sobol*
Michael W. Sobol

ORDER

Pursuant to the parties' stipulation, the Court hereby orders that:

1. Plaintiffs shall file their motion for class certification and class expert reports on or before October 1, 2024;

2. Oracle shall file its opposition to Plaintiffs' motion for class certification and class expert reports on or before November 26, 2024;

3. Plaintiffs shall file any reply to Oracle's opposition and rebuttal class expert reports, if any, on or before December 23, 2024; and

4. Plaintiffs shall notice their motion for class certification on January 16, 2025, at 1:30 p.m., or on a date or time otherwise directed by the Court.

IT IS SO ORDERED.

Dated: March 25, 2024


U.S. District Court Judge Richard Seeborg